

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

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WAGO VERWALTUNGSGESELLSCHAFT MBH  
WAGO KONTAKTECHNIK GMBH & CO. KG

Plaintiffs,

vs.

Case No.  
1:11cv756

ROCKWELL AUTOMATION, INC.,

Defendant.  
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VIDEOTAPED DEPOSITION OF  
PAUL KENNETH WRIGHT, Ph.D.

February 26, 2013

9:27 a.m.

Reported by:  
PATRICIA GOULET, CSR 8315  
Job Number 29064

EXHIBIT

B

1       able to supply load power to the parts that are  
2       connected to the terminal point of that I/O device?

3           A.    Yes.

4           Q.    I want to ask you one question about your  
5       report.  Are there, to your knowledge, any changes  
6       in your report that you want to make at this time?

7           A.    No.

8           MR. TANCK:  Okay.  In that case, I have no  
9       further questions at this time.

10          And I will follow up with you, Mark, on  
11       getting any documents or things that we asked for.  
12       So we can follow up with that with you separately.

13          MR. JOHNSON:  Okay.  I actually have a few  
14       questions.

15          Can you please get me Dr. Wright's expert  
16       report, the one that he gave you, and provide it to  
17       the witness.

18          MR. TANCK:  Sure.

19                 EXAMINATION BY MR. JOHNSON

20          Q.    I believe this is this your expert report,  
21       Dr. Wright?

22          A.    Yes.

23          Q.    Can I direct you to paragraph 19, please.

24                 I just want to clear up some apparent  
25       inconsistencies in your testimony.

1           Is it your opinion that knife and fork  
2           contacts are a type of pressure contact?

3           A.    Yes.

4           Q.    Will you please look at claim 1 of the  
5           patent. I believe you have it as Exhibit 2.

6           Do you see where it says in column 5,  
7           line 9, "each bus terminal having at least one  
8           pressure contact"?

9           A.    Yes.

10          Q.    Is it your opinion that the claimed  
11          pressure contact as set forth in column 5, line 9,  
12          cannot be a knife and fork contact?

13          A.    No.

14          MR. TANCK: Objection to the form of  
15          question.

16          THE WITNESS: Sorry.

17          MR. TANCK: You can answer.

18          THE WITNESS: It could be.

19          BY MR. JOHNSON:

20          Q.    Why is that?

21          A.    That could be a way of connecting the  
22          adjacent terminal.

23          Q.    Okay. Similarly, I'd like to direct you  
24          to column 6. Do you see where it says "bus  
25          contacts. Automatically contacting one another in a

1 series direction"?

2 A. Yes.

3 Q. Can those bus contacts as you understand  
4 the claim be knife and fork contacts?

5 A. They could be.

6 Q. Earlier when Mr. Tanck was questioning  
7 you, I recall you saying that the pressure contact  
8 of column 5 was not a knife and fork contact. Do  
9 you recall testifying to that effect?

10 MR. TANCK: Objection to form.

11 THE WITNESS: I think I said it was  
12 unlikely.

13 BY MR. JOHNSON:

14 Q. Were you referring -- you were testifying  
15 about the pressure contact at column 5. Were you  
16 referring to the meaning of the word in the claim,  
17 or were you referring to it as used in the  
18 description of that?

19 A. I don't understand. Can you ask me again.  
20 I'm sorry.

21 Q. I'm trying not to ask the question  
22 improperly.

23 Do you recall testifying that the at least  
24 one pressure contact, column 5, line 9, is not a  
25 knife and fork contact?

1 A. No, I don't.

2 Q. Did you intend to testify?

3 A. No.

4 Q. Similarly, do you recall testifying that  
5 column 6, line 18, bus contacts automatically  
6 contacting one another is not a knife and fork  
7 contact?

8 A. No.

9 Q. Did you intend to testify in that manner?

10 A. No.

11 Q. Is there any reason why one of skill in  
12 the art -- strike that.

13 Do you recall testifying about  
14 manufacturing considerations that might go into  
15 choosing the type of pressure contact disclosed at  
16 number 10 in the patent versus a knife and fork  
17 contact?

18 A. I do recall that, yeah.

19 Q. Aside from what I believe you testified  
20 was additional cost, is there any reason why one of  
21 skill in the art would not use a knife and contact  
22 as a bus contact?

23 A. No.

24 MR. JOHNSON: I have no further questions.

25 MR. TANCK: I just have one follow-up